# IAP7 Rec'd PCT/PTO 07 APR 2006





Honorable Sir:

(date of signature)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	In re Application of:	)	
	Frank E. Semersky et al.	)	
		)	Group Art Unit:
	Serial No. 10/560,161	)	
		)	
	Filed: December 9, 2005	)	Attorney Docket: 1-36739
		)	
		)	
	For: CONTAINER MANUFACTURING	G )	
	INSPECTION AND CONTROL SYSTE	EM)	
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	Mail Stop Missing Parts		
	Commissioner for Patents		
	P. O. Box 1450		
	Alexandria VA 22313-1450		

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to a Notice to File Missing Parts of Application dated March 27, 2006, enclosed is: a copy of the USPTO Notice to File Missing Parts form; a Declaration and Power of

Attorney signed by Frank E. Semersky, Ronald A. Puvak, Scott W. Steele, Donald Wayne Miller, and William E. Schmidt, the listed inventors; and a specification. There are no changes to the specification. You are hereby authorized to charge the \$65.00 fee and any other fees necessary to Deposit Account No. 50-3156, pursuant to 37 CFR 1.16(e).

Respectfully submitted,

Donald R. Fraser

Registration No. 17,919

Law Offices of Fraser Martin & Miller LLC 132 West Second Street Perrysburg OH 43551-1401 (419) 874-1100



#### UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATT	Y. DOCKET NO.	
10/560,161	Frank E Semersky		1-36739  INTERNATIONAL APPLICATION NO.	
	Γ	INTERNATIONAL AP		
	_	PCT/US04/18736		
43935	Γ	I.A. FILING DATE	PRIORITY DATE	
FRASER MARTIN & MILLER LLC	_	06/10/2004	06/10/2003	

43935 FRASER MARTIN & MILLER LLC 132 WEST SECOND STREET PERRYSBURG, OH 43551

CONFIRMATION NO. 1491 371 FORMALITIES LETTER

\*OC00000018384354\*

Date Mailed: 03/27/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/09/2005
- Copy of the International Search Report filed on 12/09/2005
- Information Disclosure Statements filed on 03/06/2006
- Small Entity Statement filed on 12/09/2005
- U.S. Basic National Fees filed on 12/09/2005
- Priority Documents filed on 12/09/2005
- Specification filed on 12/09/2005
- Claims filed on 12/09/2005
- Abstracts filed on 12/09/2005
- Drawings filed on 12/09/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath
  or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,
  must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

• \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

**VONDA M WALLACE** 

Telephone: (703) 308-9140 EXT 225

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/560,161	PCT/US04/18736	1-36739

FORM PCT/DO/EO/905 (371 Formalities Notice)